IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

WEDNESDAY, THE 5TH SEPTEMBER 2007 / 14TH BHADRA 1929

WP(C).No. 21359 of 2007(P)

PETITIONER:

K.M.ANSARI, S/O.MAKKAR, AGED 30 YEARS,
RESIDING AT KANJIRATHINKAL HOUSE,
THAYIKKATTUKARA P.O., ALWAYE - 6.

BY ADV. SRI.M.K.ABOOBACKER
SRI.MANSOOR.B.H.

RESPONDENTS:

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1. THE CHURNIKKARA GRAMA PANCHAYAT,
REP. BY ITS SECRETARY, THAYIKKATTUKARA P.O.,
ALWAYE.

2. THE STATE OF KERALA, REP. BY THE
SECRETARY, LOCAL SELF GOVERNMENT
DEPARTMENT, SECRETARIAT, THIRUVANANTHAPURAM.

R1 BY ADV. SRI.M.A.KHADIRKUNJU
SRI.PMA.KALAM
R2 BY ADV. SRI. K.J. MOHAMMMED ANZAR, GOVT. PLEADER.

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WPC : 21359 OF 2007

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 : A PHOTOCOPY OF THE REPRESENTATION BEFORE THE 1ST RESPONDENT.

EXT.P2 : A PHOTOCOPY OF THE DECISION TAKEN BY R1 DATED 22.11.2004.

EXT.P3 : A PHOTOCOPY OF THE COMMUNICATION NO.60003 DP2/04/LSGD DATED 01.03.2005.

EXT.P4 : A PHOTOCOPY OF THE REPRESENTATION DATED 28.12.2006.

/TRUE COPY/

PA TO JUDGE

PIUS C. KURIAKOSE, J.

W.P.(C) No. 21359 OF 2007

Dated this the 5th day of September, 2007

JUDGMENT

The grievance of the petitioner is that a sum of Rs.87,018/- which is claimed to be due to the petitioner for the construction work-'completion of Panchayat Library Hall' has not been released to him. The Panchayat in its counter affidavit has not disputed the correctness of the petitioner's claim but says that there was delay in approaching the Panchayat by the petitioner. The Government Pleader on instructions submitted that the Government has already sanctioned the payment to be given to the petitioner.

Under these circumstances, I dispose of the Writ Petition directing the 1st respondent Panchayat to take an early decision on the issue of releasing the balance payment of Rs.87,018/- for the construction work-"Completion of Panchayat Library Hall" and ensure that the petitioner receives the amounts without further delay.

PIUS C. KURIAKOSE, JUDGE

btt